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Attorney for Defendant
POWER VENTURES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FACEBOOK, INC.,

Plaintiff,

v.

POWER VENTURES, INC., a Cayman Island
corporation and d/b/a POWER.COM, a
California corporation; STEVE VACHANI, an
individual; DOE 1, d/b/a POWER.COM,
DOES 2-25, inclusive,

Defendants.

Case No. 5:08-CV-05780 LHK (JCS)

**DECLARATION OF AMY SOMMER
ANDERSON IN SUPPORT OF POWER
VENTURE, INC. AND STEVEN
VACHANI'S RESPONSE TO
FACEBOOK, INC.'S MOTION FOR
COSTS**

Dept.: Courtroom G – 15th Floor
Judge: Honorable Judge Joseph C. Spero

I, Amy Sommer Anderson, declare as follows:

1. I am an attorney licensed to practice law in the State of California and currently serve as counsel to Power Ventures, Inc. ("Power"). I make this declaration in support of Defendant Power's positions set forth in the Defendants Response to Facebook, Inc.'s Motion for Costs. I have personal knowledge of the facts set forth in this declaration and, if called as a witness, I could and would testify competently thereto.

2. On May 15, 2013, Defendants attended a meet-and-confer arranged by Facebook. At the start, Facebook proposed that the parties simply agree that we disagree as to the amount

1 owed Facebook for the renewed 30(b)(6) deposition. Power readily expressed a willingness to
 2 agree to reasonable costs and fees but that it was impossible to assess actual, let alone reasonable,
 3 damages in light of Facebook's refusal to substantiate any one of their broad-ranging demands.
 4 Instead of coming to their own meeting equipped to discuss the matter at hand, Facebook berated
 5 Defendants for not making an offer in settlement. Further contrary to Facebook's recount of the
 6 Defendants' position (Metanat Decl., Dkt. No. 348-2 at 5), Defendants strongly opposed
 7 Facebook's proposition that defendants pay for preparation fees and only stipulated to Mr.
 8 Cooper's hourly rate, as that was the only rate disclosed to Defendants. It is also untrue that
 9 Defendants expressed any ambivalence as to which defendant was responsible for Court-ordered
 10 costs, as Defendants made it clear that they consider the matter to be specific to the corporate
 11 defendant.
 12 defendant.

13
 14 3. I declare under penalty of perjury under the laws of the United States and the State
 15 of California that he foregoing is true and correct. This document is executed at San Francisco,
 16 CA.

17
 18 Dated: June 10, 2013

AROPLEX LEGAL SERVICES & THE LAW PRACTICE
 OF AMY SOMMER ANDERSON

19
 20 By /s/ Amy Sommer Anderson

21 AMY SOMMER ANDERSON
 22 AROPLEX LEGAL SERVICES & THE LAW
 PRACTICE OF AMY SOMMER ANDERSON
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24
 25 Attorney for Defendant
 26 POWER VENTURES, INC.

CERTIFICATE OF SERVICE

I hereby certify that this document(s) has been or will be filed through the ECF system, and notice will be sent via the following method(s):

X ECF System: By filing the document(s) listed above on the Court's Electronic Case Filing System, I am informed and believe that the documents will be electronically served on all individuals registered with such system. To my knowledge, every individual to whom notice is required is registered with this system and, thus, has been served with due notice by action of this electronic filing.

I declare under penalty of perjury under the laws of the State of California that the above statements are true and correct.

Executed June 10, 2013 at San Francisco, California.

By: /s/ Amy Sommer Anderson

Amy Sommer Anderson